

**REGULAR MEETING of the Town Council held Wednesday, June 12, 2013 at 7:00 P.M. in Council Chambers, Town Building, 105 Harrisville Main St., Harrisville for and within the Town of Burrillville.**

**PRESENT: Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson**

**MEMBERS ABSENT: None**

**1. Council President Nancy F. Binns led those present in pledging allegiance to the flag.**

**2. VOTED to accept the minutes of the regular meeting held May 22, 2013, the special meeting held May 21, 2013 and the public hearing held May 23, 2013 and dispense with the reading of said minutes be now taken up.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**3. Public Comment: None**

#### **4. General Good and Welfare of the Town of Burrillville**

**Councilor Edward J. Blanchard commented on the 2013 Burrillville High School graduation, extending congratulations to the graduates.**

**Councilor Edward J. Blanchard announced the Relay for Life scheduled for June 28 and 29, 2013.**

**Councilors Edward J. Blanchard and John F. Pacheco III discussed 2013 Family Fair scheduled for June 15, 2013.**

**Councilor Kimberly Brissette Brown announced the 2013 Riverwalk Series which begins on June 22, 2013. The concert series is made possible by a grant from the June Rockwell Levy Foundation and the Friends of the Library. Councilor Brissette Brown reviewed other library programs.**

**Michael C. Wood, Town Manager, commented on expanded RIPTA flex service for the Family Fair and Farmers Market.**

**Councilor David J. Place announced a Susan Komen fundraiser scheduled for June 22, 2013.**

#### **5. Petitions: None**

#### **6. Special Business:**

**13-128 VOTED to ratify the commendations honoring Lauren Connell and Louise Wear for their 2013 Burrillville High School Rhode Island and Burrillville History Awards.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Stephen N. Rawson. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**13-129 Presentation of Conservation Commission 2013 Earth Day Poster Contest Awards to Leanne Fontes, Courtney Lapierre, Elise Martel, Ashleigh Plante, Shey Reilly and Alexis Yativong.**

**Kevin Cleary, Chairman of the Burrillville Conservation Commission, thanked the fourth and fifth grade students and teachers from Steere Farm Elementary and the Callahan School for participating in the contest. Mr. Cleary distributed citations and Audubon Society gift certificates to the students.**

**7. Public Hearing: None**

**8. New Business:**

**13-130 Correspondence from Jeffrey M. McCormick, P.E., Director of**

**Public Works & Engineering Services, regarding his recommendations to award bids as follows:**

**VOTED to award bid 13-011 for Vehicle #2, a Ford F550 landscape dump truck with plow package, to the low bidder, Interstate Ford, for a total of \$64,350.**

**Motion by Councilor Edward J. Blanchard. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**VOTED to award bid 13-012 for Vehicle #3, a Ford F350 pickup truck with plow package, to the only bidder, Interstate Ford, for a total of \$44,245.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**VOTED to award bid 13-013 for Vehicle #1, a 41,000 lb dump truck with in-body sander to the low bidder, Altrui Brothers Freightliner Truck Sales, Inc., for a total of \$145,334.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**VOTED to award bid 13-014 for a chain link fence for the skateboard park to the low bidder, Citiworks, Inc., for a total of \$9,715.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**Note: Funding for bids 13-011 through 13-014 is with funds approved in the FY14 CIP budget**

**13-131 VOTED to open consideration and action on a resolution adopting the FYE June 30, 2014 Operating Budget**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Stephen N. Rawson. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**Discussion:** A proposed resolution was distributed as the basis of the discussion. The Town Council reviewed the adjusted revenues and discussed the effect of the 2013 revaluation, the proposed tax rate, and the impact on tax bills and the school budget request.

**VOTED** to increase the School Department budget \$100,000.

**Motion by Council President Nancy F. Binns. Seconded by Councilor Wallace F. Lees**

**Discussion:** Council President Binns explained her rationale for increasing the School Department budget. The impact on taxes and alternatives for increased funding were reviewed and discussed.

The motion carried, five in favor, two opposed. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard and Kimberly Brissette Brown and Stephen N. Rawson. Councilors John F. Pacheco III and David J. Place voted in opposition.

**VOTED** to tax \$30,000 from the tax levy; the remaining \$70,000 to be taken from the debt reduction fund; the funding to be used as a special appropriation for heating oil; the appropriation to be used only after the School Department has expended their line item for heating oil.

**Motion by Councilor Stephen N. Rawson. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**Discussion: The matter of adding a Driver/Laborer/Operator to the Department of Public Works' budget was discussed. The savings and workloads that have resulted from the reorganization and merging of Parks & Recreation Department, Spring Lake Beach and Public Works was reviewed and discussed.**

**VOTED to bring forward an additional DLO position in the amount of \$73,000 approximately; funding to be derived from the CIP funding.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Kimberly Brissette Brown. The motion carried, five in favor, two opposed. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown and John F. Pacheco III. Councilors David J. Place and Stephen N. Rawson voted in opposition.**

**13-132 Consider and act on a resolution adopting the Town Restricted Fund Budget**

**Note: Action on a resolution adopting the FYE June 30, 2014 Operating Budget and action on resolution adopting the Town Restricted Fund Budget were tabled to the end of meeting.**

**13-133 VOTED to adopt a resolution adopting the Extended Care Program FYE June 30, 2014 Operating Budget, as follows:**

### **Burrillville Town Council**

#### **Resolution**

**The Town Council has previously established by ordinance an Extended Care Program within the Recreation Department. The ordinance requires the program to be self supporting.**

**The Extended Care Program request for funding for the fiscal year beginning July 1, 2013 and ending June 30, 2014 is \$ 424,000 for operations, based on expected revenue of at least \$424,000. The sum of \$424,000 is hereby appropriated subject to program receipts or grants totaling \$424,000. To the extent receipts fall short of projected revenue, the appropriation is reduced to equal revenue receipts unless otherwise voted by the Town Council.**

**Motion by Councilor David J. Place. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees,**



**Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**13-134 VOTED to open consideration and action on adopting the Spring Lake Beach FYE June 30, 2014 Operating Budget**

**Motion by Councilor Edward J. Blanchard. Seconded by Councilor Stephen N. Rawson. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**VOTED to approve a resolution adopting the Spring Lake Beach FYE June 30, 2014 Operating Budget, as follows:**

**Burrillville Town Council**

**Resolution**

**The Town Council has previously established the operation of the Spring Lake Beach within the Recreation Department. The Spring Lake Beach operation is intended to provide a program that is deemed to be self supporting.**

**The Spring Lake Beach Program request for funding for the fiscal year beginning July 1, 2013 and ending June 30, 2014 is \$142,000 based on expected revenue of at least \$142,000. The sum of \$142,000 is hereby appropriated subject to program receipts or grants totaling**

**\$142,000. To the extent receipts fall short of projected revenue, the appropriation is reduced to equal revenue receipts unless otherwise voted by the Town Council.**

**Motion by Councilor Edward J. Blanchard. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**13-135 VOTED to open consideration and action on a resolution adopting the June Rockwell Levy Ice Rink FYE June 30, 2014 Operating Budget**

**Motion by Councilor Edward J. Blanchard. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**VOTED to approve a resolution adopting the June Rockwell Levy Ice Rink FYE June 30, 2014 Operating Budget, as follows:**

**Burrillville Town Council**

**Resolution**

**The Town Council has previously established the operation of the**

**June Rockwell Levy Ice Rink within the School Department. The June Rockwell Levy Ice Rink operation is intended to provide a program that is deemed to be self supporting.**

**The June Rockwell Levy Ice Rink request for funding for the fiscal year beginning July 1, 2013 and ending June 30, 2014 is \$423,811 based on expected revenue of at least \$423,811. The sum of \$423,811 is hereby appropriated subject to program receipts or grants totaling \$423,811. To the extent receipts fall short of projected revenue, the appropriation is reduced to equal revenue receipts unless otherwise voted by the Town Council.**

**Motion by Councilor Edward J. Blanchard. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**13-136 VOTED to adopt a resolution establishing a Preschool Tuition Revolving Fund, as follows:**

**Burrillville Town Council Resolution**

**Establishing a Preschool Tuition Revolving Fund**

**The Finance Director is hereby authorized to establish a “Preschool Tuition Revolving Fund” for the use of the School Department.**

**(1) Purpose:** This Fund is established to allow the School Department to segregate funds received and expended for its Preschool Program from its operating budget.

**(2) Receipts:** The School Department may direct that funds appropriated to the School Department operating funds be transferred to the Revolving Fund. In addition, all tuition revenues, grants and other revenue received for the preschool program shall be deposited into the Fund.

**(3) Disbursement:** Money shall be disbursed from the Fund upon receipt by the Treasurer's Office upon properly documented vouchers from the School Department to the extent that monies are available in the Fund.

**(4) Advancements:** The School Department may advance funds to the Revolving Fund and request a refund at a later date when funds are available.

**(5) Unexpended Funds:** All funds not expended from the Fund shall remain in the Fund to be used for future expenditures chargeable to the Fund. In the event that the Preschool Tuition Revolving Fund is terminated, any remaining unencumbered funds may be transferred to the School Department upon approval by the Town Council.

**(6) Operating Procedures:** The Finance Director or his designee may establish procedures to govern the operation of the Fund.

**(7) Expiration Date:** The Preschool Tuition Revolving Fund authorization will expire June 30, 2014, unless extended by resolution of the Town Council.

**Motion by Councilor Wallace F. Lees. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**13-137 VOTED to adopt a resolution establishing a Summer School Revolving Fund, as follows:**

**Resolution Establishing**

**A Summer School Revolving Fund**

**The Finance Director is hereby authorized to establish a “Summer School Revolving Fund” for the benefit of the School Department’s Summer School Program.**

**(1) Purpose: This Fund is established to allow the School Department to segregate funds received and expended for the operation of the Summer School Program from its operating budget.**

**(2) Receipts: All revenues from tuition, grants, or other funds received in connection with the Summer School Program shall be deposited in the Fund.**

**(3) Disbursements: Money shall be disbursed from the Fund upon receipt by the Treasurer’s Office upon properly documented vouchers from the School Department to the extent that monies are available in the Fund.**

**(4) Advancements:** The School Department may advance funds to the Revolving Fund and request a refund at a later date when funds are available.

**(5) Unexpended Funds:** All funds not expended from the Fund shall remain in the Fund to be used for future expenditures chargeable to the Fund. In the event that the Summer School Revolving Fund is terminated, any remaining unencumbered funds may be transferred to the School Department upon approval by the Town Council.

**(6) Operating Procedures:** The Finance Director or his designee may establish procedures to govern the operation of the Fund.

**(7) Expiration Date:** The Summer School Program Revolving Fund authorization will expire June 30, 2014, unless extended by resolution of the Town Council.

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Kimberly Brissette Brown. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**13-138 VOTED to accept the resignation of Charlotte Gabrielson from the Juvenile Hearing Board, to send a letter of thanks to Ms. Gabrielson, and to refer the vacancy to the Screening Subcommittee.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were**

**Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**13-139 VOTED to refer to the Screening Subcommittee the following applications:**

- a) Mary Brunell for the Library Board of Trustees**
- b) Renay McLeish, Thomas P. Tatro and Robert Tetreault for the Personnel Board**
- c) Ken Milligan for reappointment to the Budget Board**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**13-140 VOTED to receive and forward to the Screening Subcommittee the correspondence from Linda Henderson, President, Jesse M. Smith Memorial Library Board of Trustees, regarding the Board's recommendation that Margaret Dudley be appointed to the Library Board of Trustees.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F.**

**Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**13-141 VOTED to open consideration and action on the draft solar ordinance recommended by the Planning Board.**

**Motion by Councilor Stephen N. Rawson. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**Discussion: There was discussion of a legal review of the proposal.**

**VOTED to refer the solar ordinance to the Ordinance Subcommittee for their recommendation.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor John F. Pacheco. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**Pending Legislation**

**13-142 Correspondence from the Hopkinton Town Council, the**



**Barrington Town Council and the Rhode Island League of Cities & Towns requesting support for resolutions in opposition to Senate Bill 2013 – S 0322 relating to taxation – Levy and Assessment of Local Taxes, amending §44-5-12. Assessment at full and fair cash value.**

**MOTION to support the Hopkinton Town Council's request.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Stephen N. Rawson.**

**Amended Motion to support the Hopkinton Town Council by resolution and make that notification to the Governor's office.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor David J. Place. The vote on the motion as amended was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**13-143 Correspondence from the Barrington Town Council requesting resolutions in opposition to:**

**a) House Bill 2013 – H 5703 and Senate Bill 2013 – S 0544; Acts Relating to Towns and Cities – Subdivision of Land; and**

**b) Senate Bill 2013 – S 0672A; An Act Relating to Regulatory Reform, amending Chapter 42-64.13 by adding §42-64.13-10. Statewide standards for wetlands and septic disposal; and**

**c) House Bill 2013 – H 5425; An Act Relating to Towns and Cities –**

**DEM - Jurisdiction; amending §45-6-1. Scope of ordinances permissible.**

**VOTED to support the Barrington Town Council's request.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Stephen N. Rawson. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**13-144 Correspondence from the South Kingstown Town Council requesting support of their resolution in support of Senate Bill 2013 – S 0836 and House Bill 2013 – H 5935.**

**VOTED to support.**

**Motion by Councilor David J. Place. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**13-145 Correspondence from the Charlestown, Exeter and North Kingstown Town Councils requesting support of their resolutions in opposition to Senate Bill 2013 – S 0815 and House Bill 2013 – H 5953;**

**Acts Relating to Agriculture and Forestry - Renewable Energy Facilities; that would regulate the placement of renewable energy facilities on farmlands.**

**MOTION to receive and file.**

**Motion by Councilor Edward J. Blanchard. Seconded by Councilor John F. Pacheco III. The motion failed, two in favor, five opposed. Voting in favor of the motion were Councilors Edward J. Blanchard and John F. Pacheco III. Voting in opposition were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kimberly Brissette Brown, David J. Place and Stephen N. Rawson.**

**VOTED to support the resolution.**

**Motion by Councilor Stephen N. Rawson. Seconded by Councilor Wallace F. Lees. The motion carried, five in favor, two opposed. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Kimberly Brissette Brown, David J. Place and Stephen N. Rawson. Voting in opposition were Councilors Edward J. Blanchard and John F. Pacheco III.**

**13-146 Correspondence from the Scituate Town Council regarding their request for support of a resolution in opposition to House Bill 2013 – H 6099; An Act Relating To Waters and Navigation, that would amend title 46 by adding Chapter 32, The Ocean State Regional Water**

**Authority.**

**VOTED to support.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Stephen N. Rawson. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**13-147 Consider and act on other matters of pending legislation:  
None**

## **9. Unfinished Business:**

**13-121 2013/14 Burrillville Town Council Goals & Objectives for possible modification and adoption.**

**VOTED to schedule a workshop at the call of the chair concerning the Burrillville Town Council Goals & Objectives 2013/2014.**

**Motion by Councilor David J. Place. Seconded by Councilor Stephen N. Rawson. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**VOTED to table to the meeting of the fourth Wednesday of next month.**

**Motion by Councilor Stephen N. Rawson. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**10. Town Clerk/Communication:**

**13-148 VOTED to receive and file the correspondence from Dana J. Gould and Andrea Hall, Co-Chair, Burrillville Lions Club Earth Day Committee, thanking the Burrillville Town Council for its continued support of Earth Day.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Kimberly Brissette Brown. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**13-149 VOTED to declare surplus a metal filing cabinet, asset tag #1243, and donate it to the Burrillville Farmers Market Association.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**13-150 VOTED to receive and file the correspondence from the Oakland-Mapleville Fire District relative to a study of fire services requested by the taxpayers of the Nasonville Fire District.**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**13-151 VOTED to open discussion of a copy of correspondence from Kevin Cleary, P.E., Chairman of the Burrillville Conservation Commission, to Major Lareto Guglietta, regarding the Commission's request for increased police presence at the Wallum Lake canoe launch located off South Shore Road.**

**Motion by Councilor Stephen N. Rawson. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown,**

**John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**VOTED to receive and file.**

**Motion by Councilor David J. Place. Seconded by Councilor Stephen N. Rawson. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**Note: Items tabled to the end of the meeting were taken up at this point.**

**13-131 VOTED to adopt a resolution adopting the FYE June 30, 2014 Operating Budget, as follows:**

## **BUDGET RESOLUTION**

**June 12, 2013**

**Fiscal Year Ending June 30, 2014**

**(State Revenue & School Adjustment)**

### **SECTION A.**

**That a resolution of the Town of Burrillville adopting the annual Town Budget for the 2013-2014 Fiscal Year be adopted.**

**Whereas, the Burrillville Town Charter provides in Article Ten for the**

**budget process and specifically in Section 10.04 (F) for the final adoption of the Town Budget including School Operations.**

**And whereas, the final budget when adopted shall show a balance between authorized appropriation and anticipated receipts.**

**Now, therefore, be it resolved that the Town Council adopts a final budget for the 2013-2014 Fiscal Year of \$ 45,942,762. This total budget is divided into the following Sections:**

**(1) Total Town Operating Appropriation: \$ 9,589,316**

**(2) Total Town Indebtedness and Interest Appropriation: \$ 3,476,272**

**\*\*NOTE 1**

**(3) Total Other Transfers: \$ 5,000**

**(4) Total Town Capital Improvement Appropriation: \$ 2,767,174 \*\*NOTE 2**

**(5) Total School Department Appropriation: \$29,305,000**

**(6) Overlay Variance Appropriation for Tax Abatements, Refunds and Uncollected Taxes:**

**\$ 800,000**

**Total Appropriation: \$45,942,762**

**The Total Adopted Departmental Budgets as recommended by the Town Manager, and amended by the Town Council, for the 2013-2014 Fiscal Year is attached and incorporated as part of this resolution.**



**SECTION B.**

**That the Town Council hereby orders the assessment and collection of a tax on ratable real estate and tangible personal property in a sum not less than \$ 28,050,890 and not more than \$ 28,850,890 based upon current estimated assessed valuations.**

**The Total Revenues allocated for Town and School Expenditures are broken out as follows:**

- (1) Total Estimated School Department Revenues: \$ 13,319,228**
- (2) Total Estimated Town Non-Property Tax Revenues: \$ 3,147,869**

**(3) Total Funding Other Sources:**

- a. Spring Lake Fund**
- b. Recreation Center Fund**
- c. Wastewater Treatment Fund**
- d. Recycling Fund**
- e. Debt Reduction Fund**
- f. BPAC**

**\$ 5,000**

**16,275**

**265,000**

**26,000**

**307,500**

**5,000**

**Subtotal Other Funding Sources \$ 624,775**

**(4) Application of General Fund Balance: \$ -0- \*\*NOTE 3**

**(5) Application of School General Fund Balance: \$ -0-**

**(6) Total Estimated Amount to be raised from Property Taxes:**

**Class I Real Estate and Tangible**

**Personal Property 84.69%**

**Class II Motor Vehicles 15.31%**

**\$24,433,819**

**4,417,071**

**Subtotal Estimated Amount –From Property Taxes \$28,850,890**

**Total Revenues: \$45,942,762**

**Total Estimated Net Assessed Valuations:**

**Class I Real Estate and Tangible Personal Property \$1,314,560,287**

**Class II Motor Vehicles \$ 110,361,053**

**Total Estimated Net Assessed Valuations \$1,424,921,340**

**The Estimated Percentage of the Tax Levy to be raised from:**

**Class I Property is Projected to be 84.69%**

**Class II Property is Projected to be 15.31%**

**The Total Tax Rates to raise the above percentages of the Tax Levy are to be no greater than:**

**Class I Real Estate & Tangible Personal Property \$18.58**

**Class II Motor Vehicle \$40.00**

**An exemption in the valuation amount of \$ 1,500 shall be applied to all motor vehicles and trailers subject to an excise tax as provided in RIGL 44-34.1.**

**Any and all revenue/receipts (prior and current fiscal year ending 2013 shall be considered to be part of the general receipts of the Town and shall not supplement nor increase the amount appropriated to a specific department by the Town Council). This does not apply to direct reimbursements (e.g. insurance, grants, cancelled orders).**

**Subsequent to the adoption of this budget by the Town Council, should State Aid be higher than anticipated, the amount will be utilized to adjust the tax rate in lieu of increasing the related appropriations for Town and School Operations.**

**Municipal department expenses incurred during their normal operation that will result in the over expenditure of a given municipal department's appropriation for the given year shall be balanced through transfers from the General Fund Contingency line item by the Finance Director who shall notify the Town Council of any transfer at the next Town Council meeting.**

**Now, therefore, be it further resolved, that the tax levy WILL NOT**

**EXCEED the four percent (4.00%) annual cap as imposed by Rhode Island General Laws Chapter 44-5-2, as amended.**

**Said Taxes are for ordinary expenses, the payment of Town interest and indebtedness in whole or in part, the payment of the Town's proportion of the State Tax, and for other purposes authorized by law.**

**The Tax Assessor having assessed and apportioned said tax on the ratable property of said Town as of the 31st day of December 2012 at Twelve o'clock midnight, according to law, and shall on completion of said assessment, date, certify and sign the same and deliver to and deposit the same in the office of the Town Clerk, on or before July 1, 2013.**

**The Town Clerk on receipt of said assessment, shall forthwith make a copy of the same and deliver it to the Town Treasurer/Finance Director who shall forthwith issue and affix to said copy, a warrant under his hand, directed to the Collector of Taxes of said Town, commanding him to proceed and collect said tax of the persons and estates liable therefore, said tax shall be due and payable on the 15th day of July, 2013.**

**Said tax may be paid in equal quarterly installments, the first installment of 25 per centum on or before the 1st day of August 2013 and the remaining installments as follows:**

**25 per centum on the 1st day of November 2013**

**25 per centum on the 1st day of February 2014**

**25 per centum on the 1st day of May 2014**

**Each installment of taxes if paid on or before the 1st day of each installment period successively and in order shall be free from any charges for interest.**

**If the first installment or any succeeding installment of taxes is not paid by the last day of the respective period or periods as they occur, then the whole tax or remaining unpaid balance of the tax as the case may be shall immediately become due and payable and shall carry until collected a penalty at the rate of Twelve (12) per centum per annum from August 1, 2013.**

**This Resolution adopting the Budget for Fiscal Year Ending June 30, 2014 will become effective July 1, 2013 unless amendments are made prior to July 1, 2013.**

**\*\*NOTE 1. This budget does include utilizing funds from the Town's Debt Reduction Fund for the purpose of funding a portion of outstanding annual debt obligation as provided in Section 2-113 [d] 4 of the Town Ordinances.**

**\*\*NOTE 2. The Capital Portion of this budget, which does not include**

**the use of the Unassigned [Unreserved, Undesignated] General Fund Balance, was adopted in accordance with the Town Charter Section 3.14 (j) at a Public Hearing held on March 27, 2013. As such, the Capital Budget as voted on March 27, 2013 has been slightly modified and is hereby incorporated into the overall budget for fiscal year ending June 30, 2014.**

**\*\*NOTE 4. The Operation Portion of this budget does not include the use of the Unassigned [Unreserved, Undesignated] General Fund Balance. The transfer of these funds would require the affirmative vote of six (6) Council members due to the appropriation of funds from the Unreserved Undesignated General Fund Balance [Town Charter 3.14 (j)].**

**Motion by Councilor Wallace F. Lees. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**13-132 Consider and act on a resolution adopting the Town Restricted Fund Budget**

**VOTED to adopt a resolution adopting the Town Restricted Fund Budget, with the \$70,000 additional money to come from the debt**

reduction fund stipulated that (it be) used as a special appropriation for heating oil to be used after the expenditure of the budgeted item the School Department has, as follows:

## **Burrillville Town Council Resolution**

### **Establishing a Town Restricted Fund - Agenda # 13-132**

The Finance Director is hereby authorized to establish a “Town Restricted Fund” for the use of the Municipal and School Departments, as provided below.

**(1) Purpose:** This Fund is established to allow the Municipal Department to fund specific activities that are not annually recurring and not funded in its operating budget. Furthermore, The Fund is established to allow the School Department a source of funding for heating oil, the cost of which is in excess of that provided in the School Department Operating Budget.

**(2) Funding:** Town Restricted Fund will be financed through an appropriation of funds totaling \$137,800 from the following sources:

a) \$67,800 from the Unassigned Fund Balance (Unreserved Undesignated General Fund Balance) [Town Charter 3.14 (j)]. **NOTE:** The transfer of these funds requires the affirmative vote of six (6) Council members.

b) \$70,000 from the Debt Reduction Fund for the purpose of assisting in the payment of the School Department’s heating oil if the amount budgeted is exceeded.

**(3) Disbursement:** Money shall be disbursed from the Fund upon

receipt by the Treasurer's Office upon properly documented vouchers to the extent that monies are available in the Fund.

**NOTE:** \$70,000 has been appropriated to the School Department to assist in their heating oil line item once the amount budgeted for heating oil has been exceeded.

**(4) Unexpended Funds:** All funds not expended from the Town Restricted Fund shall lapse and be returned to the Fund from which the appropriation was made (i.e. the Town's Unassigned Fund Balance or the Debt Reduction Fund)

**(5) Operating Procedures:** The Finance Director or his designee may establish procedures to govern the operation of the Town Restricted Fund.

**(6) Expiration Date:** The Town Restricted Fund authorization will expire June 30, 2014, unless extended by resolution of the Town Council.

**Motion by Councilor Wallace F. Lees. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**11. Additional New Business: None**

**12. VOTED to adjourn at 8:18 P.M.**



**Motion by Councilor Wallace F. Lees. Seconded by Councilor David J. Place. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Kimberly Brissette Brown, John F. Pacheco III, David J. Place and Stephen N. Rawson.**

**The meeting was recorded.**

**Louise R. Phaneuf, Town Clerk**